

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

VINCE BONATO,

No. C 11-02732 CRB

Plaintiff,

**ORDER APPOINTING LEAD  
PLAINTIFF**

v.

YAHOO INC.,

Defendant.

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Now before the Court are various motions for appointment as lead plaintiff and for approval of lead counsel. Having carefully reviewed the papers submitted by all parties, the Court concludes pursuant to Local Rule 7-1(b) that oral argument is unnecessary. The hearing scheduled for October 14, 2011 is hereby VACATED. All parties besides Pension Trust Fund for Operating Engineers (“Pension Trust Fund”) have either withdrawn their motions, failed to oppose Pension Trust Fund’s Motion, or stated their non-opposition to Pension Trust Fund’s Motion. Thus, the Court ORDERS as follows:

- 24        1. Pension Trust Fund for Operating Engineers’ Motion for Appointment as Lead Plaintiff and for Approval of Lead Plaintiff’s Selection of Lead Counsel is GRANTED;
- 26        2. The Court, having considered the provisions of the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4(a)(3)(B), hereby appoints the Pension Trust Fund as Lead Plaintiff; and

1           3. Pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(v), Lead Plaintiff's selection of Robbins  
2 Geller Rudman & Dowd LLP as lead counsel for the class is approved.

3           **IT IS SO ORDERED.**

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6 Dated: October 12, 2011  
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CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE